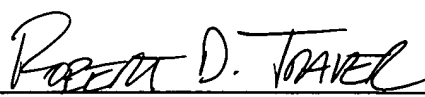


TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING FILING UNDER 35 U.S.C. 371		ATTORNEYS DOCKET NO. 3797CAS-1
		U.S. APPLICATION NO. (If known, see 35 CFR 1.5) February 23, 2005
INTERNATIONAL APPLICATION NO. PCT/IT2003/000514	INTERNATIONAL FILING DATE August 22, 2003	PRIORITY DATE CLAIMED August 23, 2002
TITLE OF INVENTION USE OF VEGETABLE FLOUR AS A BIOTOXIC AGENT WITH IMPROVING ACTION		
APPLICANT(S) FOR DO/EO/US LAZZERI, Luca; LEONI, Onofrio; MANICI, Luisa M.; PALMIERI, Sandro; and PATALANO, Giampiero		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<ol style="list-style-type: none"> 1. <input type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. 2. <input checked="" type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. 3. <input type="checkbox"/> This express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. 4. <input type="checkbox"/> The US has been elected (Article 31). 5. <input type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <ol style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> has been communicated by the International Bureau c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). 6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). <ol style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)). <ol style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). 10. <input type="checkbox"/> A English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). 		
Items 11 to 10 below concern document(s) or information included: <ol style="list-style-type: none"> 11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 12. <input type="checkbox"/> A preliminary amendment. 13. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76. 14. <input type="checkbox"/> A substitute specification. 15. <input checked="" type="checkbox"/> A power of attorney and/or change of address letter. 16. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821-1.825. 17. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4). 18. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 1.54(d)(4). 19. <input checked="" type="checkbox"/> Other items or information: Postcard Receipt; Copy of Notification; Request for Refund Under 37 CFR 1.26; Verified Statement (Declaration Claiming Small Entity Status; check 		

U.S. APPLICATION NO. (If known, see 37 CFR 1.5) February 23, 2005		INTERNATIONAL APPLICATION NO. PCT/IT2003/000514		ATTORNEY'S DOCKET NUMBER 3797CAS-1	
21. The following fees are submitted: <input type="checkbox"/> a) Basic national fee \$300.00 <input type="checkbox"/> b) Examination fee \$200.00 <input type="checkbox"/> c) Search fee \$500.00 <div style="text-align: right;">TOTAL OF ABOVE CALCULATIONS = \$1,000.00</div>				Applicant use	Office use only
				\$	
				\$	
				\$	
				\$	
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250.00 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets		Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE	
	-100 =		/50 =	x \$250.00	\$
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e))				\$	130.00
CLAIMS		NUMBER FILED	NUMBER EXTRA	RATE	
Total claims		- 20 =		x \$50.00	\$
Independent claims		- 3 =		x \$200.00	\$ 200.00
MULTIPLE DEPENDENT CLAIM(S) (if applicable)				+ \$360.00	\$
TOTAL OF ABOVE CALCULATIONS =				\$	
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$	330.00
SUBTOTAL =				\$	
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$	
TOTAL NATIONAL FEE =				\$	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31) \$40.00 per property				\$	
TOTAL FEES ENCLOSED =				\$	165.00
Amount to be refunded:				/	
Amount to be charged:				\$	
a. <input checked="" type="checkbox"/> A check in the amount of \$ <u>165.00</u> to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 19-1970. A duplicate copy of this sheet is enclosed. d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.					
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.					
SEND ALL CORRESPONDENCE TO: SHERIDAN ROSS P.C. 1560 Broadway, Suite 1200 Denver, Colorado 80202-5141 Telephone: (303) 863-9700 Facsimile: (303) 863-0223					
 SIGNATURE				12/15/2005 ATRAM1 00000107 10525428 Robert D. Traver Registration No. 47,999 02 FC:2614	
CUSTOMER NO. 22442				65.00 OP 100.00 OP	

"EXPRESS MAIL" MAILING LABEL NUMBER: EV 65 749 US

DATE OF DEPOSIT: Dec 9, 2009

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE UNDER 37 CFR 1.10 ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO BOX PCT, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450.

TYPED OR PRINTED NAME: AIMEE THUERK

SIGNATURE: *Aimee Thuerk*

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

LAZZERI

Serial No.: 10/525,428

International Filing Date: August 22, 2003

International Serial No.: PCT/IT03/00514

Atty. File No.: 3797CAS-1

For: USE OF VEGETABLE FLOUR AS A
BIOTOXIC AGENT IMPROVING
ACTION

Group Art Unit:

Examiner:

REQUEST FOR REFUND
UNDER 37 CFR 1.26"EXPRESS MAIL" MAILING LABEL NUMBER: EV655364749US
DATE OF DEPOSIT: December 9, 2005I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED
WITH THE UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST
OFFICE TO ADDRESSEE" SERVICE UNDER 37 CFR 1.10 ON THE DATE
INDICATED ABOVE AND IS ADDRESSED TO THE COMMISSIONER FOR
PATENTS, P.O. BOX 1450, ALEXANDRIA, VIRGINIA 22313-1450.

TYPED OR PRINTED NAME: AIMEE M. THUERK

SIGNATURE: Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby requests a refund in the amount of \$600.00 of the national phase application fees filed on February 23, 2005. When the national phase application was filed, the fee submitted was \$1,200.00, based on a filing by a "large entity". Accompanying this "Request for Refund" is a "Verified Statement (Declaration) Claiming Small Entity Status" signed by Piero Vettori of Cerealtoscana S.p.A., the assignee of the above-identified application. In light of the filing of this Small Entity Declaration, it is respectfully submitted that small entity status should be accorded the application and, therefore, the national phase application fees should be one-half of the fee that was paid to the Patent Office at the time of mailing the application.

It is respectfully requested that one-half of the fee, namely \$500.00, be returned by check made payable to the below-listed firm, on behalf of the assignee.

Respectfully submitted,

SHERIDAN ROSS P.C.

By: Robert D. Traver

Robert D. Traver

Registration No. 47,999

1560 Broadway, Suite 1200

Denver, Colorado 80202-5141

(303) 863-9700

Date: 9 DEC 2005